

Permitting and Assistance Branch Staff Report
Major Waste Tire Facility Permit Renewal for
Tri-C Manufacturing Inc.
TPID No. 1480835
July 14, 2014

Background Information and Analysis:

This report was developed in response to Major Waste Tire Facility Permit (WTFP) renewal application received from the owner and operator of Tri-C Manufacturing Inc., located at 520 Harbor Boulevard, in the City of West Sacramento (Yolo County). The property site is 0.76 acres, and located within a Heavy Industrial (M-2) zone.

WTFPs expire every five years after the date of issuance unless the WTFP is renewed prior to the expiration date. A Major WTFP for Tri-C Manufacturing Inc. was issued on March 23, 2010, and unless renewed, will expire on March 23, 2015. The existing 2010 WTFP allows for a maximum capacity of 10,000 whole waste tires and/or waste tire equivalents on-site. The operator proposes no change to the current site design/operation.

An application for a Renewal Major WTFP was received by Permitting and Assistance Branch staff on March 21, 2014 and accepted as complete on April 18, 2014. Pursuant to Title 14, California Code of Regulations (14 CCR), Section 18425, CalRecycle has 180 calendar days from the date the application is accepted as complete to either issue or deny the issuance of a Major WTFP. CalRecycle is required to act by October 15, 2014.

Findings:

Staff recommends approval of the issuance of the proposed Major WTFP. All of the required submittals and findings required by 14 CCR, Section 18431 have been met to support issuance. The findings that are required to be made by CalRecycle when reaching a determination are summarized in the table below. The documents on which staff's findings are based are permanently maintained by the Waste Permitting, Compliance, and Mitigation Division.

The following table summarizes staff's findings relative to the permit application:

	Findings	
Compliance with Tire Storage Standards, 14 CCR, Sections 17350-17356	Staff of the Waste Evaluation and Enforcement Branch (WEEB) conducted an inspection of the facility on April 2, 2014 and no violations were cited. See Compliance History below for details.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-504) - 14 CCR, Sections 18431(a) through (f)	All application forms were accepted by PAB staff as complete on April 18, 2014.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Financial Assurance Mechanisms & Operating Liability – 14 CCR, Section 18431 (g)	Permitting and Assistance Branch staff in the Financial Assurances Unit found the Surety Bond in support of closure costs and the Certificate of Liability Insurance meets state requirements as described in their memorandum dated April 30, 2014.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Local Requirements 14	<i>Local Vector Control:</i> The operator obtained vector control authority approval from Marty	<input checked="" type="checkbox"/> Acceptable

CCR, Section 18431(h)	Scholl of the Sacramento-Yolo County Mosquito & Vector Control District on April 4, 2014. <i>Local Fire Authority:</i> The City of West Sacramento Fire Department (Mr. Bryan Jonson) approved the fire prevention measures for outdoor tire storage on February 2, 2014.	<input type="checkbox"/> Unacceptable
California Environmental Quality Act (CEQA)	Staff of the Permitting and Assistance Branch found that the issuance of the Major Waste Tire Facility Permit is categorically exempt from the requirements of CEQA. See additional CEQA information below in the Environmental Analysis section.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Reviewed by: CalRecycle Legal Office	July 9, 2014	
Waste Evaluation and Enforcement Branch	June 13, 2014	

Compliance History:

On April 2, 2014, WEEB staff conducted a pre-permit inspection of the facility and found the facility to be in compliance with the applicable waste tire storage standards. Below are the details of the facility's compliance history based on CalRecycle staff's and tire enforcement agency's inspection reports during the last five years:

- 2009 – 2014 - No violations were noted.

Environmental Analysis:

Under the California Environmental Quality Act (CEQA), CalRecycle must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed Minor WTFP before CalRecycle issues that permit. In this case, CalRecycle is a lead agency under CEQA and must make a determination as to whether this proposed WTFP is categorically or statutorily exempt or additional CEQA analysis is necessary in the form of a Negative Declaration or Environmental Impact Report.

Tri-C Manufacturing Inc., has been operating as a permitted Major waste tire facility since 2010, within a Heavy Industrial zone. The facility is permitted to store up to 10,000 waste tires. The applicant is seeking to renew the existing Major WTFP. No operational or design changes are being proposed.

Staff prepared a Preliminary Review to determine whether a Categorical or Statutory Exemption is adequate for CalRecycle's approval of this Minor WTFP. The Preliminary Review indicates that the proposed project:

- Involves the operation of an existing facility within the permitted land use;
- Involves no expansion of use beyond that existing at the time of permit issuance;
- Does not allow relaxation of standards leading to environmental degradation;
- Would have no significant environmental impacts; and

- There are no additional cumulative environmental impacts.

CalRecycle staff made the finding/determination that the Categorical Exemption, 14 CCR Section 15301 – Existing Facilities, is appropriate for CalRecycle's issuance of this proposed Major WTFP in that it involves negligible or no expansion of use beyond that existing. Staff recommends that CalRecycle, acting as a lead agency under CEQA, prepare a Notice of Exemption, based on the Categorical Exemption, to be filed with the State Clearinghouse after CalRecycle's issuance of the Major WTFP. Further, there are no grounds under CEQA for CalRecycle to prepare any additional environmental documents.

Staff further recommends the Categorical Exemption is adequate for the Branch Chief's environmental evaluation of the proposed project for those project activities which are within CalRecycle's expertise and authority, or which are required to be carried out or approved by CalRecycle.

The administrative record for the decision to be made by CalRecycle includes the proposed Major WTFP and all of its components and supporting documentation, this staff report, the Notice of Exemption and other documents and material utilized by CalRecycle in reaching its decision on issuing this permit. The custodian of CalRecycle's administrative record is Dona Sturgess, Legal Office, Department of Resources Recycling and Recovery, P.O. Box 4025, Sacramento, CA 95812-4025.

Public Comment

Department staff provided opportunities for public comment during CalRecycle's Monthly Public Meetings on May 20, 2014, and June 17, 2014. No public comments have been received by CalRecycle staff.

Attachment: Major WTFP